

APPENDIX C. RELATED EXECUTIVE ORDERS, DOT & FAA ORDERS, AND MEMORANDA/GUIDANCE

This appendix contains annotated lists of Executive Orders, FAA and DOT orders, memoranda, guidance, and FAA policies that are general in nature and do not apply specifically to any of the environmental areas discussed in Appendix A. The responsible FAA official should be familiar with these because their language or direction may affect the analysis and determinations made for the impacts of many types of actions.

Figure 1. Related Executive Orders

EXECUTIVE ORDERS	DESCRIPTION
Executive Order 11514, Protection and Enhancement of Environmental Quality, March 4, 1970, as amended by Executive Order 11991, May 24, 1977.	Orders all Federal agencies to "initiate measures needed to direct their policies, plans, and programs so they meet national environmental goals."
Executive Order 12114, Environmental Effects Abroad of Major Federal Actions, January 4, 1979.	Provides pertinent environmental considerations with respect to proposed actions outside the United States, its territories, and possessions (44 FR 18722, March 29, 1979).
Executive Order 12372, Intergovernmental Review of Federal Programs, July 14, 1982, and 49 CFR part 17, Intergovernmental Review of DOT Programs and Activities.	Requires Federal agencies to provide the opportunity for State and local elected officials to review and comment on Federal actions for Federal assistance or actions affecting them.
Executive Order 12866, Regulatory Planning and Review, and Presidential Memorandum, Plain Language in Government Writing, June 1, 1998.	Requires all Federal agencies to use plain language in all proposed and final rulemaking documents published in the Federal Register (63 FR 31885, June 10, 1998).
Executive Order 12898, Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Populations, February 11, 1994.	Requires each Federal agency to identify and address disproportionately high and adverse effects of its programs, policies, and activities on the human health or environment of minority and low-income populations, including effects on subsistence patterns of consumption of fish, vegetation, or wildlife, and to ensure effective public participation and access to information (59 FR 7629, February 16, 1994).
Executive Order 12906, Coordinating Geographic Data Acquisition and Access: The National Spatial Data Infrastructure, April 11, 1994	Requires studies and geospatial data collected in the course of preparing an EA or EIS to conform to quality standards established under E.O. 12906 (59 FR 17671, April 13, 1994).
(more)	

Figure 1. Related Executive Orders (continued)

EXECUTIVE ORDERS	DESCRIPTION
Executive Order 13045, Protection of Children From Environmental Health Risks and Safety Risks, April 21, 1997.	Requires agencies to ensure that its policies, programs, activities, and standards address disproportionate environmental health risks and safety risks to children, with specific additional requirements for rulemaking actions (62 FR 19885, April 23, 1997).
Executive Order 13175, Consultation and Coordination With Indian Tribal Governments, November 6, 2000.	Requires agencies, in formulating policies significantly or uniquely affecting Tribes, to be guided, to the extent permitted by law, by principles of respect for Tribal self-government and sovereignty, for Tribal treaty and other rights, and for responsibilities that arise from the unique legal relationship between the Federal Government and Tribes. Requires Federal agencies to consult on a government-to-government basis with Tribes to provide meaningful and timely input in the development of regulatory policies on matters that significantly or uniquely affect their communities (see 65 FR 67249, November 9, 2000).
Executive Order 13148, Greening the Government Through Leadership in Environmental Management, April 21, 2000	Each agency is responsible for ensuring that all necessary actions are taken to integrate environmental accountability into agency day-to-day decisionmaking and long-term planning processes, across all agency missions, activities, and functions.
(end of Figure 1)	

Figure 2. Related FAA and DOT Orders

FAA and DOT ORDERS	DESCRIPTION
FAA Order 5050.4A, Airport Environmental Handbook, October 8, 1985.	Provides guidance on meeting the requirements of NEPA and other Federal and Departmental environmental regulations for airport-related projects.
FAA Order 1100.154A, Delegation of Authority, June 1990.	Provides delegation of authority to agency officials to sign environmental documents.
Order DOT 5610.1C, Procedures for Considering Environmental Impacts, (44 FR 56420, October 1, 1979), and Order DOT 5610.1, Changes 1 & 2 (July 13, 1982 and July 30, 1985).	Provides guidelines for considering environmental impacts of transportation actions.
Order DOT 5610.2, Environmental Justice in Low-Income Populations and Minority Populations, April 15, 1997.	Requires FAA to follow specific procedures for analyzing environmental justice effects of proposed agency actions (62 FR 18377, April 15, 1997).
Order DOT 5301.1, Department of Transportation Programs, Policies and Procedures Affecting American Indian, Alaska Native, and Tribes; November 6, 1999	
FAA Order 1210.20, American Indian and Alaska Native Tribal Consultation Policy and Procedures, January 28, 2004	Provides policy guidance to strengthen FAA's government-to-government relationship with Tribes, and the consultation framework to promote meaningful coordination.
(end of Figure 2)	

Figure 3. Related Memoranda & Guidance

MEMORANDA & GUIDANCE	DESCRIPTION
CEQ Environmental Justice: Guidance Under the National Environmental Policy Act, December 10, 1997.	Provides guidance on integrating environmental justice considerations in NEPA analysis.
EPA Guidance for Consideration of Environmental Justice in Clean Air Act Section 309 Reviews, July 1999.	Describes EPA's approach to reviewing and commenting on environmental justice analyses in agency NEPA documents, as required under section 309 of the Clean Air Act.
Presidential Memorandum on Government-to-Government Relations with Native American Tribal Governments, April 29, 1994.	Outlines principles for government-to-government consultation with Tribes (59 FR 22951, May 4, 1994).
CEQ Memorandum on Designation of Non-Federal Agencies to be Cooperating Agencies in Implementing the Procedural Requirements of the National Environmental Policy Act, July 28, 1999.	Provides guidance on designating State, and local governments and Tribes as cooperating agencies.
CEQ Guidance on Considering Cumulative Effects Under the National Environmental Policy Act, January 1997.	Provides guidance for complying with the NEPA requirement to consider cumulative effects of the proposed action, that is, the incremental effects of the action when added to other past, present, and reasonably foreseeable future actions regardless of which agency (federal or non-federal) or person undertakes such other actions.
EPA Guidance on Consideration of Cumulative Impacts in EPA Review of NEPA Documents, May 1999.	Describes EPA's approach to reviewing and commenting on cumulative effects analyses in agency NEPA documents, as required under the Clean Air Act section 309.
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Figure 3. Related Memoranda & Guidance (continued)

MEMORANDA & GUIDANCE	DESCRIPTION
Memorandum of Understanding (MOU) between the FAA and the Department of Defense, January 26, 1998.	Addresses NEPA compliance for special use airspace designations.
Memorandum of Agreement (MOA) among Department of Defense, FAA, and the National Aeronautics and Space Administration on Federal Interaction with Launch Site Operators, August 21, 1997.	Addresses lead agency cooperation and responsibilities.
FAA Policy on Community Involvement, April 17, 1995, and FAA "Community Involvement Manual," August 1990.	Outlines the FAA's goals for community involvement and provides practical guidelines for involving the community in a variety of aviation planning situations.
Guidance - FAA Order 1210.20, American Indian and Alaska Native Tribal Consultation Policy and Procedures; February 18, 2004	
(end of Figure 3)	